

FILED 10 MAY 12 14:15 USDC:ORP

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON
PORTLAND DIVISION

STEVEN FEHLMAN, PERSONAL
REPRESENTATIVE for the ESTATE
of CHASE M. FEHLMAN, and
INDIVIDUALLY; TAYLOR F. FEHLMAN,
by his GUARDIAN AD LITEM
STEVEN FEHLMAN; and A. McCAFFREY
as PERSONAL REPRESENTATIVE for
the ESTATE OF BONNIE B. FEHLMAN,

10-CV-122-ST
ORDER

Plaintiffs,

v.

A. McCAFFREY, ADMINISTRATOR of
the ESTATE OF BONNIE B. FEHLMAN;
GERALD LEE McGEE, Sr.;
INTERSTATE WOOD PRODUCTS, INC.,
a Foreign Corporation; and
STATE FARM MUTUAL AUTOMOBILE
INSURANCE COMPANY, a Foreign
Corporation,

Defendants.

BROWN, Judge.

Magistrate Judge Janice M. Stewart issued Findings and

Recommendation (#19) on April 14, 2010, in which she recommends this Court grant Plaintiffs' Motion (#9) to Remand and deny Plaintiffs' request for attorneys' fees and costs. The matter is now before this Court pursuant to 28 U.S.C. § 636(b)(1)(B) and Federal Rule of Civil Procedure 72(b).

Because no objections to the Magistrate Judge's Findings and Recommendation were timely filed, this Court is relieved of its obligation to review the record *de novo*. *Britt v. Simi Valley Unified School Dist.*, 708 F.2d 452, 454 (9th Cir. 1983) (rev'd on other grounds). See also *Lorin Corp. v. Goto & Co.*, 700 F.2d 1202, 1206 (8th Cir. 1983). Having reviewed the legal principles *de novo*, the Court does not find any error.

CONCLUSION

The Court **ADOPTS** Magistrate Judge Stewart's Findings and Recommendation (#19). Accordingly, the Court **GRANTS** Plaintiffs' Motion (#9) to Remand, **DENIES** Plaintiffs' request for attorneys' fees and costs, and **REMANDS** this matter to state court.

IT IS SO ORDERED.

DATED this 12th day of May, 2010.



ANNA J. BROWN
United States District Judge